



Environmental and Public Protection Cabinet
Department for Environmental Protection
Division of Water
14 Reilly Road
Frankfort, Kentucky

Kentucky Pollutant Discharge Elimination System

Public Notice No. 2006-09

Date of Notice: March 24, 2006

Comments Due By: April 24, 2006

The Kentucky Department for Environmental Protection, Division of Water proposes to issue, modify or terminate Kentucky Pollutant Discharge Elimination System (KPDES) permits for the treated wastewater discharges listed below.

KPDES PERMIT REISSUANCES

1. **BRANDEIS MACHINERY**, American Greeting Card Road, Corbin, Kentucky. KPDES No. KY0102768. This permit action involves an existing source discharge of equipment wash down water and storm water runoff from a construction and equipment sales and service facility (SIC Code 5082) that enters Horse Creek at mile point 1.2 in Laurel County. Permit Writer: Dan Juett.
2. **JOHN L. GRUBBS LEASE** (Mr. Jimmie Steenbergen), Gainesville Port Oliver Road, Scottsville, Kentucky. KPDES No. KY0092746. This permit action involves an existing source discharge of produced water from a crude oil recovery facility (SIC Code 1311) that enters an unnamed tributary in Allen County. The unnamed tributary enters Difficult Creek at mile point 3.5. Permit Writer: Dan Juett.
3. **LEE OIL COMPANY, INCORPORATED – MIDDLESBORO PLANT**, 1005 North 19th Street, Middlesboro, Kentucky. KPDES No. KY0094218. This permit action involves an existing source discharge of storm water runoff from a bulk petroleum storage and distribution facility (SIC Code 5172) that enters an unnamed tributary in Bell County. The unnamed tributary enters Yellow Creek at mile point 15.0. Permit Writer: Dan Juett.
4. **OWENSBORO AVIATION ANNEX** (Mid America Jet, Incorporated), 2171 Flight Line Drive, Owensboro, Kentucky. KPDES No. KY0093831. This permit action involves an existing source discharge of storm water runoff from an aviation fuel storage facility (SIC Code 2911) that enters an unnamed tributary in Daviess County. The unnamed tributary enters Keller Ditch at mile point 4.3. Permit Writer: Dan Juett.
5. **SHEPHERD OIL COMPANY** (T. J. Shepherd Oil Company, Incorporated), 498 Short Street, Clinton, Kentucky. KPDES No. KY0097896. This permit action involves an existing source discharge of storm water runoff from a bulk petroleum terminal (SIC Code 5171) that enters an unnamed tributary at mile point 1.8 in Hickman County. The unnamed tributary enters Cane Creek at mile point 3.7. Permit Writer: Dan Juett.

KPDES COAL GENERAL PERMIT COVERAGE

1. **DFM, INCORPORATED**, Brushy Fork with Kentucky Route 7, Allen, Kentucky. KPDES No. KYG044922. This permit action involves a new source discharge of storm water runoff and coal mine drainage from surface coal mining that enters the Left Fork of Brushy Fork, Open Fork, Molly Branch and Licking River in Magoffin County. Permit Writer: Diana Davidson.
2. **MARTIN COUNTY COAL CORPORATION**, Route 3, Moree, Kentucky. KPDES No. KYG041531. This permit action involves a new source discharge of storm water runoff and coal related drainage from surface coal mining that enters Wash Branch, Neddy Branch and Neddy Fork in Martin County. Permit Writer: Diana Davidson.

Commonwealth of Kentucky Antidegradation Statement

Antidegradation determinations have been made in regard to the permits referenced in this Public Notice. Any information concerning the foundation of the Division's position as to these determinations is addressed in the permits' Statement of Basis or Fact Sheets and all supporting documentation is available in the permit files maintained at the Division central office in Frankfort, Kentucky. Kentucky's antidegradation policy is found in Regulation 401 KAR 5:029, Section 1. Antidegradation policy implementation methodology is defined in Regulation 401 KAR 5:030. The primary purposes of these regulations is to safeguard the surface waters of the Commonwealth for their designated uses, to prevent the creation of any new pollution of these waters, and to abate any existing pollution.

GENERAL INFORMATION

The KPDES program issues permits for all treatment facilities which discharge, or propose to discharge, to waters of the Commonwealth which are classified for domestic water supply, for fish and aquatic life, and for recreation. Proposed KPDES permits are written to protect the classified uses of receiving waters and contain limitations on the amounts of pollutants to be discharged and other conditions. The proposed permits are drafted in accordance with applicable provisions of the Kentucky Revised Statutes and appropriate regulations. The permit conditions are tentative and open to comment from the public. Persons wishing to comment upon or object to the proposed action (permit issuance, modification or termination) or the proposed permit conditions are invited to submit comments to the Division at the following address: **Department for Environmental Protection, Division of Water, KPDES Branch, Frankfort Office Park, 14 Reilly Road, Frankfort, Kentucky 40601, Attention: Inventory & Data Management Section.** The comments must be received by the comment due date stated at the beginning of this notice. The applicant's name and KPDES number should be included in the comments.

Interested persons may also request that the Director of the Division hold a public hearing on any application. The request must be filed within the comment period and must indicate the interest of the party filing it and the reasons why a hearing is warranted. When there is public interest, the Director will hold a public hearing pursuant to 401 KAR 5:075, Section 7. After consideration of comments submitted during the comment period, the hearing record, if any, and the requirements of the Federal and State Acts and appropriate regulations, the Director of the Division will make a determination regarding final permit action.

Permit applications, draft permits, fact sheets or statements of basis, and additional information are available by contacting the Division of Water. Business hours are 8:00 a.m. to 4:30 p.m. Monday through Friday, except for holidays. A copy machine is available for public use at 10 cents per page. Three (3) days advance notice may be required for inspection of files. **Please bring the preceding to the attention of persons whom you know will be interested.**

The Environmental and Public Protection Cabinet does not discriminate on the basis of race, color, national origin, sex, religion, age or disability in employment or the provision of services and provides, upon request, reasonable accommodation including auxiliary aids and services necessary to afford individuals with disabilities an equal opportunity to participate in all programs and activities.